

United States Court of Appeals  
For the First Circuit

05-10932  
Massachusetts  
W. Young

No. 05-2371



CYTYC CORPORATION,

Plaintiff, Appellant,

v.

DEKA PRODUCTS LIMITED PARTNERSHIP,

Defendant, Appellee.

**JUDGMENT**

Entered: March 1, 2006

This cause came on to be heard on appeal from the United States District Court for the District of Massachusetts, and was argued by counsel.

Upon consideration whereof, it is now here ordered, adjudged and decreed as follows: The district court's order of confirmation is affirmed.

Deka Products Limited Partnership's motion, filed November 30, 2005, for attorney's fees and double costs is denied.

Certified and Issued as Mandate  
under Fed. R. App. P. 41.

By the Court:

Richard Cushing Donovan, Clerk

RICHARD CUSHING DONOVAN

Jennifer Calado  
Deputy Clerk

Richard Cushing Donovan, Clerk

Date: 3.23.06

[cc: Ms. Pirozzolo, Mr. Lehotsky, Mr. Wolf, Mr. Cohn, Mr. Belt, & Mr. Bromberg.]